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**BOX AF**

AF 11648  
#38  
Amend. KCME  
RESPONSE UNDER 37 C.F.R. § 1.116  
EXPEDITED PROCEDURE REQUESTED  
EXAMINING GROUP 1648  
9.16.03 PATENT  
Customer Number 22,852  
Attorney Docket No. 05552.0738-02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Michael MACH et al. )  
Application No.: 08/460,715 )  
Filed: June 2, 1995 )  
For: STRUCTURAL PHOSPHOPROTEIN (PP28) )  
OF HUMAN CYTOMEGALOVIRUS (HCMV), )  
THE PREPARATION AND USE THEREOF )

Group Art Unit: 1648  
Examiner: Wortman, D.

**BOX AF**

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Commissioner for Patents  
Washington, D.C. 20231

Sir:

**Amendment Under 37 C.F.R. § 1.116**

In reply to the final Office Action mailed June 11, 2003, please enter the following amendment and consider the following remarks in support of patentability. Applicant's thank the Examiner for her guidance on the rejoinder of claims 7 and 8, as discussed on September 9, 2003.

Amendments to the Claims are reflected in the listing of claims in this paper and begin on page 2 of this paper. Remarks/Arguments begin on page 9 of this paper.

Claims 1-6, 9-36, 38, 40, 44, 53-54, and 61 have been cancelled. Please amend claims 7, 49, 73-76, 81-83, and 85 and enter new claim 87 as follows:

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